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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

11 JUAN CARLOS CUELLAR; JOSE) Case No. C09-04047 PSG
12 ALBERTO GARCIA; JORGE)
ALEGRIA; JORGE CALDERON; and)
ISMAEL CALDERON,)
Plaintiffs.)

13)
14)
v.) **STIPULATION TO MODIFY
PRETRIAL DEADLINES;
ORDER**

16 ANTHONY FIDEL ALAMILLO;
17 FIDEL CABRAL ALAMILLO;
18 CARRIE ANN ALAMILLO; C&F
ALAMILLO STEEL, A PARTNERSHIP
Defendants.

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The parties through their attorneys' of record hereby Stipulate as follows:

23 1. At a December 28, 2010 Pretrial Conference, the Court set a
24 pre-trial fact discovery cut off as March 2, 2011;

2. After the hearing the Court issued an OSC and after a deadline
passed struck the Answer. An affidavit to set aside was filed by Defendants and
Plaintiffs; did not oppose it. This caused a delay in an already short discovery
window;

3. Defendants noticed depositions prior to the cut off and Plaintiffs' counsel asked for them to be re-calendared in early March due to calendar conflicts. Presently, the parties have calendared Plaintiff's Deposits from March 3rd and March 7th which is after the cut off. Plaintiffs' counsel also has a discovery motion pending and is awaiting Initial Disclosures and Discovery responses. Plaintiffs' counsel wants to take Defendants' depositons after getting the responses;

4. An extension of the cut off to March 31, 2011 is sought to work through these issues.

IT IS SO STIPULATED

Dated: March 1, 2011

By: /s/ H. Paul Bryant
H. Paul Bryant
Attorneys for Defendants

Dated: February 24, 2011

Tomas Margain
DAL BON & MARGAIN, APC

By: //s// Tomas Margain
Tomas Margain
Attorneys for Plaintiffs

1 **PURSUANT TO STIPULATION, IT IS HEREBY ORDERED** that
2 Based on the Stipulation and Good Cause Shown, The Fact Discovery Cut off date
3 is continued from March 2, 2011 through March 31, 2011.
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5 **IT IS SO ORDERED.**
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8 Dated: March 4, 2010

Paul S. Grewal

9 **Hon. Paul Singh Grewal**

10 United States Magistrate Judge
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